## Commonwealth of Pennsylvania



# APPLICATION FOR

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#### Commonwealth of Pennsylvania



#### AFFIDAVIT OF PROBABLE CAUSE.

#### COUNTY OF WESTMORELAND

Docket Number

(Issuing Authority): MD-17-14

Police Incident Number: 14-0425 Warrant Control Number: 14-0425A

PROBABLE CAUSE BELIEF IS BASED UPON THE FOLLOWING FACTS AND CIRCUMSTANCES

Your afflants for this search warrant are sworn police officers in the Commonwealth of Pennsylvania. The information contained in this affidavit is from information and personal observations which the affiants believe to be true arid correct.

On April 9, 2014, at approximately 7:10 a.m., Officer William Yashke, Murrysville Police Department, was in his office at Franklin Regional High School. He heard a disturbance in the hallways of the school. Officer Yashke and Sergeant Resetur, school security guard, went into the hallways to find out what was happening. They went in different directions. Officer Yashke came back and saw Sergeant Resetar leaning against the wall and he was bleeding from his stomach. Sam King and the actor were observed on the floor of the hallway and Officer Yashke handcuffed the actor.

Sam King was interviewed and stated that he heard the disturbance and came into the hallway and saw kide running in the hallway. He then saw the actor standing in the hall holding two knives. King observed the actor stab Resetar. King then tackled the actor and subdued him. King later identified the actor as Alex Hribal, a student at Franklin Regional High School, who resides at , Murrysville Pa.

both students at Franklin Regional High School, received threatoning phone messages and completed calls from someone who is believed to be the actor. Caller said that he was going to "them up". The caller is believed to be the actor because of the subsequent conduct of the actor coming to school and attacking numerous individuals.

Through your affiant's training and experience, it is known that individuals who commit school violence electronically preserve writings concerning their motive and/or plans to commit the violence.

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**PAGES** 

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Commonwealth of Pennsylvania RECEIPT / INVENTORY OF SEIZED PROPERTY						ENTORY		
COUNTY OF Westmoreland								
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I/we do hereby state that this inventory is to the best of my/our knowledge and belief a true and correct listing of all Items seized, and that I/we sign this Receipt I byentory subject to the penallies and provisions of Title 18 Pa.C.S. 4904(b)Unsworn Falsification to Authorities.								
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### Commonwealth of Pennsylvania

# COUNTY OF WESTMORELAND



#### RETURN of SERVICE AND INVENTORY

CONTROL TO THE WALLE MAY COME A DECIDENCE OF THE CONTROL OF THE CO	·	<u> </u>
Docket Number	Police Incident	Warrant Control
(Issuing Authority): MD-17-14	Number: 14-0425	Number: 14-0425A
Date of Search:	Time of Search:	Property Seized as result of Search (Y/N):YES
4-9-2014	1720	
Date of Return:	Time of Return: .	Officer making Rëturn:
4-11-2014	<i></i>	DETECTIVE JAMES WILLIAMS
Signature of Person Seizing Pr	roperty:	30 VD 1 -
	SOO ALWON	Willems
Other Officers Participating in	Search: SEE ATTACHED LIST	

Pa.R. Crim.P. Chapter 2000. SEARCH WARRANTS

Rule 2002A. Approval of Search Warrant Applications by Attorney for the Commonwealth - Local Option.

The District Attorney of any county may require that search warrant applications filed in the county have the approval of an attorney for the Commonwealth prior to filing.

Rule 2004. Person To Serve Warrant.

A search warrant shall be served by a law enforcement officer.

Rule 2005. Contents of Search Warrant.

Each search warrant shall be signed by the issuing authority and shall:

- specify the date and time of issuance;
- identify specifically the property to be seized;
- name or describe with particularity the person or place to be searched;

direct that the search be executed within a specified period of time, not to exceed 2 days from the time of issuance;

- direct that the warrant be served in the daytime unless otherwise authorized on the warrant, PROVIDED THAT, for purposes of the Rules of Chapter 2000, the term "daytime" shall be used to mean the hours of 6 a.m. to 10 p.m.;
- designate by title the judicial officer to whom the warrant shall be returned;
- certify that the issuing authority has found probable cause based upon the facts sworn to or affirmed before the issuing authority by written affidavit(s) attached to the warrant; and
- when applicable, certify on the face of the warrant that for good cause shown the affidavit(s) is sealed pursuant to Rule 2011 and state the length of time the affidavit(s) will be sealed.

Rule 2006. Contents of Application for Search Warrant,

Each application for a search warrant shall be supported by written affidavit(s) signed and swom to or affirmed before an issuing authority, which affidavit(s) shall;-

- state the name and department, agency, or address of the affiant:
- identify specifically the items or property to be searched for and seized;
- (c) name or describe with particularity the person or place to be searched;
   (d) identify the owner, occupant, or possessor of the place to be searched; name or describe with particularity the person or place to be searched;
- (e) specify or describe the crime which has been or is being committed;
- set forth specifically the facts and circumstances which form the basis for the affiant's conclusion that there is probable cause to believe the items or property identified are evidence or the fruit of a crime, or are contraband, or are otherwise unlawfully possessed or subject to seizure, and that these items or property are located on the particular person or at the particular place described;
- if a "nighttime" search is requested (i.e., 10 p.m. to 6 a.m.), state additional reasonable cause for seeking permission to search in the nighttime; and when the attorney for the Commonwealth is requesting that the affidavit(s) be sealed pursuant to Rule 2011, state the facts and circumstances which are alleged to establish good cause for the scaling of the affidavit(s).

Rule 2008. Copy of Warrant; Receipt for Seized Property.

- A law enforcement officer, upon taking property pursuant to a search warrant, shall leave with the person from whom or from whose premises the property was taken a copy of the warrant and affidavit(s) in support thereof, and a receipt for the property seized. A copy of the warrant and affidavit(s) must be left whether or not any property is seized.
- If no one is present on the premises when the warrant is executed, the officer shall leave the documents specified in paragraph (a) at a conspicuous location in the said premises. A copy of the warrant and affidavit(s) must be left whether or not any property is seized.
- Notwithstanding the requirements in paragraphs (a) and (b), the officer shall not leave a copy of an affidavit that has been sealed pursuant to Rule 2011.

Rule 2009. Return with Inventory.

- An inventory of items seized shall be made by the law enforcement officer serving a search warrant. The inventory shall be made in the presence of the person from whose possession or premises the property was taken, when feasible, or otherwise in the presence of at least one witness. The officer shall sign a statement on the inventory that it is a true and correct listing of all items seized, and that the signer is subject to the penalties and provisions of 18 Pa.C.S. Section 4904(b) - Unswom Falsification To Authorities. The inventory shall be returned to and filed with the issuing
- The judicial officer to whom the return was made shall upon request cause a copy of the inventory to be delivered to the applicant for the warrant and to the person from whom, or from whose premises, the property was taken.
- When the search warrant affidavit(s) is sealed pursuant to Rule 2011, the return shall be made to the justice or judge who issued the warrant.

THE LAW ENFORCEMENT OFFICER SHALL MAKE ALL RETURNS TO THE ISSUING AUTHORITY DESIGNATED ON THE SEARCH WARRANT.

Search Warrant Control #14-0425A

April 9 2014

1720

## List of Officers and Agents involved in Search of Hribal Home

Detective James Williams-Westmoreland County Detectives

Officer James Chafin-Murrysville Police Department

Officer Christer Smith-Murrysville Police Department

SA Andrea L Dammann-FBÍ

SA Micheal S Nealon-FBI

SA Joseph J Ondercin-FBI

SA Michelle R Pirtle-FBI

SA Brooklyn A Riodan-FBI

SA Gary T Morgan-FBI

SA Donald M Hosso-FBI

SA Andrew J Wilson-FBI

SA Edward P Ryan-FBI

Supervisory SA Scott D Argiro-FBI

SA Coleman Bates-FBI

SA Anthony Pallone-FBI

SA Peter Hammer-FBI

SA Conor Mullen-FBI

SA Eli Peyronel-FBI

Detective James Williams 724-830-3281

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